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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

JPMORGAN CHASE BANK, NATIONAL
ASSOCIATION, its successors in interest
and/or assigns, and NORTHWEST TRUSTEE
SERVICES, INC.

Civil No. 3:11-cv-1027

Plaintiffs,

MOTION TO DISMISS

v.

Removed from Washington County, Oregon
State Circuit Court, Case No. C11-3755 CV

UNITED STATES OF AMERICA
DEPARTMENT OF THE TREASURY-
INTERNAL REVENUE SERVICE

Defendants.

The United States, by and through undersigned counsel, respectfully moves the Court to
dismiss this action because the suit is barred by sovereign immunity and Plaintiffs have failed to

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state a claim for which relief may be granted. This motion is supported by the Memorandum, filed herewith.

Consistent with LR 7.1, undersigned counsel certifies that he conferred with counsel for Plaintiffs in a good faith effort to resolve the dispute, and has been unable to do so.

DATED this 26th day of September, 2011.

DWIGHT C. HOLTON
United States Attorney

/s/ Nathaniel B. Parker
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CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that service of the foregoing UNITED STATES' MOTION TO DISMISS and MEMORANDUM IN SUPPORT OF UNITED STATES' MOTION TO DISMISS has been made this 26th day of September, 2011, by mail by depositing a copy thereof in the United States Mail in a postage prepaid envelope.

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/s/ Nathaniel B. Parker
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